GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department - Guntur Municipal Corporation - Sri K.Srinivasa Rao, the then Town Planning Supervisor, GMC, Guntur District - Allegations on the irregular issue of TDR (Transferable Development rights) Bonds in Guntur Municipal Corporation - Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Charges framed - Enquiry conducted - Charges held proved - Imposing a penalty of "one annual grade increment without cumulative effect" - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II.1) DEPARTMENT

G.O.RT.No. 233 **Dated: 17-05-2021.**
Read the following:-

1. From the Director General, G.A. (V&E) Dept., Vigilance Report No.26 (C.No.766/V&E/D1/2017), dated.29.05.2018.
2. G.O.Rt.No.1022 & 1025, Municipal Administration & Urban Development (Vig.II.1) Department, dated:31.10.2018.
3. WSDs from charged officer Sri K.Srinivasa Rao, the then TPS, Guntur Municipal Corporation.
4. G.O.Rt.No.4, Municipal Administration & Urban Development (Vig.II.1) Department, dated:02.01.2020.
5. Inquiry Report from Sri V.Ram Kumar, Chief Planning Officer, GUDA., Kakinada, Lr.Roc.No.1893/2020/GUDA, dated.05.06.2020 received through the DTCP., A.P., Guntur vide Lr.Roc.No.4797/2018/V.Cell, dated.19.06.2020.
6. Govt. Memo.No.1477338/Vig.II/2018-3, Municipal Administration & Urban Development (Vig.II.1) Department, Dated:21.12.2020.
7. Written representations from Sri K.Srinivasa Rao, the then TPS, Guntur Municipal Corporation, dated.28.12.2020

-oOo-

O R D E R:

Whereas, it has been brought to the notice of the Government by the Director General, G.A. (V&E) Department that, certain allegations were leveled against K.Srinivasa Rao, the then Town Planning Supervisor and other officials of Guntur Municipal Corporation, regarding irregular issue of TDR (Transferable Development rights) Bonds in Guntur Municipal Corporation. In the reference 1st read above, the Director General, G.A. (V&E) Department has therefore recommended to initiate disciplinary proceedings against K.Srinivasa Rao, the then Town Planning Supervisor and other officials of Guntur Municipal Corporation, Guntur District.

2. Whereas, in the reference 2nd read above, Government have initiated disciplinary proceedings against K.Srinivasa Rao, the then Town Planning Supervisor, Guntur Municipal Corporation, duly framing the following articles of charges under Rule-20 of APCS (CCA) Rules, 1991 and directing him to submit his written statement of defence.

(Cont…2)

ARTICLE -I:

That said Sri K.Srinivasa Rao, Town Planning Officer, during the period of his officiation as Town Planning Supervisor at Municipal Corporation, Guntur had connived and issued TDR (Transferable Development Rights) Certificates to private persons against the Corporation Property without proper verification, thereby caused loss to the Guntur Municipal Corporation.

ARTICLE-II:

That the aforesaid officer, while functioning in the aforesaid post in the aforesaid office, had failed to discharge his legitimate duties with due care and diligence and thereby held responsible for the same.

3. Whereas, in the reference 3rd read above, the charged officer submitted his written statement of defence and requested to drop further action against him. Having not convinced with the explanation, Govt. have appointed Sri V.Ram Kumar, Chief Planning Officer & Enquiry Officer, GUDA., Kakinada as an Enquiry Officer to inquire into the charges framed against Sri K.Srinivasa Rao, the then Town Planning Officer and other officials of Guntur Municipal Corporation, Guntur District vide reference 4th read above.

4. Whereas in the reference 5th read above, the Enquiry Officer has submitted enquiry report and held that the charges framed against Sri K.Srinivasa Rao, the then Town Planning Officer, Guntur Municipal Corporation are proved during the enquiry as it is his prime responsibility for identification of Government property and protection of Government lands.

5. Government, after examining the Enquiry Report, have decided to agree with the findings of Inquiry Authority. Accordingly, in the reference 6th read above, a copy of Enquiry Report was communicated to the Charged Officer Sri K.Srinivasa Rao, the then Town Planning Officer, Guntur Municipal Corporation, to offer his written representation in terms of Rule 21(2) of APCS(CCA) Rules, 1991. Sri K.Srinivasa Rao, the then Town Planning Officer, Guntur Municipal Corporation, has submitted his written representation on the findings of Inquiry Authority duly stating that the Inquiry is not correct and requested to drop further action against him vide reference 7th read above.

6. Government have examined the written representation and observed that he denied the Inquiry Report simply without any supported grounds. It is also observed that the GMC took the further course of action in cancelling of TDR Bonds and also took possession of the land under the control of GMC and as such the findings in Inquiry were correct. Hence, his plea is not convincing and Cannot be accepted.

7. After careful examination of the matter and keeping in view of the findings of Inquiry Authority, Government hereby impose a penalty of "withholding of one

(Cont..3)

Annual Grade Increment without cumulative effect" against Sri K.Srinivasa Rao, the then Town Planning Officer, Guntur Municipal Corporation, in terms of Rule-9 of APCS(CCA) Rules, 1991.

8. The Director of Town and Country Planning, A.P, Guntur, shall take necessary action in the matter accordingly.

9. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K.Srinivasa Rao, the then Town Planning Officer, GMC,
Guntur District - **through** the DTCP., A.P., Guntur.
The Director of Town & Country Planning, A.P., Guntur.
Copy to:
The APVC, 5th Block, A.P. Secretariat.
The General Administration (V&E) Department, A.P., Vijayawada.
The Municipal Commissioner, Guntur Municipal Corporation, Guntur District.
SF / SC.

// FORWARDED BY ORDER //

SECTION OFFICER.